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Approved for use through 10/31/2002. OMB 0651-0031

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TRANSMITTAL FORM

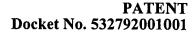
(to be used for all correspondence after initial filing)

Application Number 10/016,358 **Filing Date** October 30, 2001 **First Named Inventor** Richard A. DIXON Group Art Unit 1638 **Examiner Name** M. A. Ibrahim Total Number of Pages in This Submission | 7+2 refs | Attorney Docket Number 532792001001

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ENCLOSURES (check all that apply)										
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or I	r Michael R. Ward									
Signature Wichard Running										
Date (October 3, 2004									
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SF-1794070





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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Patent Application of: Richard A. DIXON et al.

Serial No.: 10/016,358

Filing Date: October 30, 2001

For: CONSTITUTIVE DISEASE

RESISTANCE GENE (CDR1) AND METHODS OF USE THEREOF

Examiner: M. Ibrahim

Group Art Unit: 1638

SUPPLEMENTAL INFORMATION DISCLOSURE STATEMENT UNDER 37 C.F.R. § 1.97 & 1.98

MAIL STOP: AMENDMENT Commissioner for Patents P.O. Box 1450 Alexandria, Virginia 22313-1450

Dear Sir:

Pursuant to 37 C.F.R. § 1.97 and § 1.98, Applicants submit for consideration in the above-identified application the documents listed on the attached Form PTO-1449. Copies of the documents are also submitted herewith. The Examiner is requested to make these documents of record.

10/13/2004 HVUDNG1 00000024 031952 10016358 01 FC:1806 180.00 DA

	11118 50	applemental information Disclosure Statement is submitted:
	With	the application; accordingly, no fee or separate requirements are required.
	Befor	e the mailing of a first Office Action after the filing of a Request for Continued
	Exam	ination under § 1.114. However, if applicable, a certification under 37 C.F.R. § 1.97
	(e)(1)	has been provided.
	Withi	n three months of the application filing date or before mailing of a first Office Action
	on the	e merits; accordingly, no fee or separate requirements are required. However, if
	applio	cable, a certification under 37 C.F.R. § 1.97 (e)(1) has been provided.
\boxtimes	After	receipt of a first Office Action on the merits but before mailing of a final Office
	Actio	n or Notice of Allowance.
		A fee is required. A check in the amount of is enclosed.
	\boxtimes	A fee is required. Accordingly, a Fee Transmittal form (PTO/SB/17) is attached
		to this submission in duplicate.
		A Certification under 37 C.F.R. § 1.97(e) is provided above; accordingly; no fee is
		believed to be due.
	After	mailing of a final Office Action or Notice of Allowance, but before payment of the
	issue	fee.
		A Certification under 37 C.F.R. § 1.97(e) is provided above and a check in the
		amount of is enclosed.
		A Certification under 37 C.F.R. § 1.97(e) is provided above and a Fee Transmittal
		form (PTO/SB/17 is attached to this submission in duplicate.)

Applicants would appreciate the Examiner initialing and returning the Form PTO-1449, indicating that the information has been considered and made of record herein.

The information contained in this Supplemental Information Disclosure Statement under 37 C.F.R. § 1.97 and § 1.98 is not to be construed as a representation that: (i) a complete search has been made; (ii) additional information material to the examination of this application does not exist;

Application Serial No. 10/016,358

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Docket No. 532792001001

(iii) the information, protocols, results and the like reported by third parties are accurate or enabling: or (iv) the above information constitutes prior art to the subject invention.

In the unlikely event that the transmittal form is separated from this document and the Patent Office determines that an extension and/or other relief (such as payment of a fee under 37 C.F.R. § 1.17 (p)) is required, Applicants petitions for any required relief including extensions of time and authorize the Commissioner to charge the cost of such petitions and/or other fees due in connection with the filing of this document to **Deposit Account No. 03-1952** referencing 532792001001. However, the Commissioner is not authorized to charge the cost of the issue fee to the Deposit Account.

Dated: October 8, 2004

Respectfully submitted,

Registration No. 38,651

Morrison & Foerster LLP. 425 Market Street San Francisco, California 94105-2482

Telephone: (415) 268-6237 Facsimile: (415) 268-7522

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Effective 10/01/2004. Patent fees are subject to annual revision.					ŀ	First Named Inventor Examiner Name				 			
										M. Ibrahi	<u> </u>		
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Name (Print/Type) MICHAEL R. WARD					ation No		,651			415/268-6237			
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